

Federal Communications Commission	
Docket No. <u>93-75</u>	Exhibit No. <u>386</u>
Presented by <u>WMB</u>	<u>DEC 03 1993</u>
Disposition	<u>DEC 03 1993</u>
Reporter <u>A. W. Wines</u>	
Date <u>DEC 03 1993</u>	

It was moved by Mrs. Duff that the audited financial statement of 1990 be approved. The motion was seconded by Rev. Hill and passed unanimously.

The board discussed a schedule for bringing the corporation out of debt. Rev. Hill suggested a seven year schedule to avoid placing the corporation in financial difficulty. After discussion it was determined that a five year plan was feasible.

Station Manager, Jim McClellan stated that local programming will begin this year in Portland when the production facilities are completed.

Mr. McClellan also stated that training programs for minorities are in place. At the present time six minorities are on staff including an Oriental, a native American and four blacks. An advisory committee is being formed to help the station help the Portland minority communities.

Local programming will include minority programming.

Rev. Hill moved that the President and Secretary be empowered to seek out and acquire low power and full power stations. The motion was seconded by Rev. Aguilar. The motion passed unanimously.

Rev. Hill expressed an interest in acquiring a low power station in the Los Angeles area. Mr. May agreed to research the availability of such licenses.

The meeting was then adjourned by unanimous vote.


JANE DUFF, SECRETARY

rev:3/12

—
m
m
B
E
X

387

APPLICATION FOR AUTHORITY TO CONSTRUCT OR
MAKE CHANGES IN A LOW POWER TV, TV TRANSLATOR OR TV BOOSTER STATION
(Carefully read instructions before filling out form - RETURN ONLY FORM TO FCC)

For Commission Fee Use Only

FEE NO:

FEE TYPE:

FEE AMT:

ID SEQ:

For Applicant Fee Use Only

Is a fee submitted with this application?

☒ Yes ☐ No

If No, indicate reason therefor (check one box):

☐ Nonfeeable application

Fee Exempt (See 47 C.F.R. Section 1.1112)

☐ Noncommercial educational licensee

☐ Governmental entity

For Commission Use Only

File No.

SECTION I - GENERAL INFORMATION

1. Name of Applicant

National Minority TV, Inc.

Address

P. O. Box C-11951

City

Santa Ana

State

CA

Zip Code

92711

Telephone No. (include area code)

(714) 665-2113

This application is for: (check one box)

☐ Low Power Television

☒ TV Translator

☐ TV Booster

Proposed Channel No.

51

(b) Community to be served:

City

Lake Charles

State

LA

(c) Check one of the following boxes:

☒ Application for NEW station

☐ MAJOR change in licensed facilities; call sign: _____

☐ MINOR change in licensed facilities; call sign: _____

☐ MAJOR modification of construction permit; call sign: _____

File No. of Construction Permit: _____

☐ MINOR modification of construction permit; call sign: _____

File No. of Construction Permit: _____

☐ AMENDMENT to pending application; Application file number: _____

It is not necessary to use this form to amend a previously filed application. Should you do so, however, please submit on sections I and VII and those other portions of the form that contain the amended information.

56285

FCC 346

Federal Bureau of Investigation		Commission	
93-75		387	
MMB			
Disposition	DEC 03 1993	Retention	DEC 03 1993
Reporter	A. W. W. W.	Rebulet	
Date	DEC 03 1993		

NOTE: Applicants for new stations only:

1. Applicant is (check one of the following):

Individual

☐

General Partnership

☒

Corporation

Other

☐

Limited Partnership

☐

Unincorporated Association

- (a) If the applicant is a legal entity other than an individual, partnership, corporation or unincorporated association, describe in an Exhibit the nature of the applicant.

Exhibit No.
DNA

- (b) For LPTV and TV translator applicants only:

If the applicant is an individual, submit as an Exhibit the applicant's name, address and telephone number (including area code).

Exhibit No.
DNA

If the applicant is a partnership, whether general or limited, submitted as an Exhibit the names, addresses, and telephone numbers (including area code) of all general and limited partners (including silent partners), and the nature and percentage of the ownership interest of each partner.

Exhibit No.
DNA

If the applicant is a corporation or an unincorporated association, submit as an Exhibit the names, addresses and telephone numbers (including area code) of all officers, directors and other members of the governing board of the corporation or association and the nature and the percentage of their ownership interests in the applicant (including stockholders with interests of 1% or greater).

Exhibit No.
III-1

2. For LPTV and TV translator applicants only, submit as an Exhibit a list of all other new applications filed during the same window period as this application in which the applicant or any principal of the applicant has any interest. Include the percentage of that interest for each listed application, as well as the other applicant's name (if different) and the channel number and location of the proposed station.

Exhibit No.
III-2

E: No more than five (5) applications for new low power TV or TV translator stations may be filed during a single window period by any applicant, or by any individual or entity having an interest of 1% or more in applications filed in the same window period. This limit does not apply to minor or major change applications or to TV booster applications.

CITIZENSHIP AND OTHER STATUTORY REQUIREMENTS

3. (a) Is the applicant in compliance with the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments?

☒ Yes ☐ No

- (b) Will any funds, credit, or other financial assistance for the construction, purchase or operation of the station(s) be provided by aliens, foreign entities, domestic entities controlled by aliens, or their agents?

☐ Yes ☒ No

If Yes, provide particulars as an Exhibit.

Exhibit No.
DNA

4. (a) Has an adverse finding been made, or an adverse final action taken by any court or administrative body as to the applicant or any party to this application in a civil or criminal proceeding brought under the provisions of any law related to the following: any felony; broadcast-related antitrust or unfair competition; criminal fraud or fraud before another governmental unit; or discrimination?

☒ Yes ☐ No

- (b) Is there now pending in any court or administrative body any proceeding involving any of the matters referred to in 4(a)?

☐ Yes ☒ No

If the answer to 4(a) or 4(b) is Yes, attach as an Exhibit a full disclosure concerning the persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), a statement of the facts upon which the proceeding was based or the nature of the offense alleged or committed, and a description of the current status or disposition of the matter.

Exhibit No.
III-3

56286

Has the applicant or any other party to this application had any interest in:

(a) a broadcast application which has been dismissed with prejudice by the Commission?

☒ Yes ☐ No

(b) a broadcast application which has been denied by the Commission?

☒ Yes ☐ No

(c) a broadcast station, the license for which has been revoked?

☐ Yes ☒ No

(d) a broadcast application in any Commission proceeding which left unresolved character issues against the applicant?

☒ Yes ☐ No

If the answer to any of the questions in 5 is Yes, state in an Exhibit the following:

- (i) Name of party having interest;
- (ii) Nature of interest or connection, giving dates;
- (iii) Call letters of stations or file number of application or docket number;
- (iv) Location.

Exhibit No.
III-4

MULTIPLE APPLICATIONS

The applicant certifies that there is no other application pending that would be directly mutually exclusive with this application in which this applicant has an interest of one percent or more or in which any party to this application is an officer, director, or has an interest of one percent or more, direct or indirect.

☒ Yes ☐ No

If No, this application cannot be accepted for filing.

REAL PARTY IN INTEREST

The applicant certifies that no agreement, either explicit or implicit, has been entered into for the purpose of transferring or assigning to another party, any station construction permit or license or therein that is awarded as a result of a random selection or lottery.

☒ Yes ☐ No

If No, this application cannot be accepted for filing.

SECTION IV - PROGRAM SERVICE STATEMENT

NOTE: For Low Power Television applicants only:

Low Power Television stations must offer a broadcast program service; a non-program broadcast service will not be permitted. Therefore, briefly describe below, in narrative form, your planned programming service.

DNA - TRANSLATOR FACILITY

56287

EMINDER: Do not complete the following without reading carefully the definitions and other information set out in the foregoing pages.

CERTIFICATION OF PREFERENCES

MINORITY

The applicant certifies that it is entitled to and seeks to claim minority preference.

☒ Yes ☐ No

If yes, complete the following:

Name	Address	Percentage Interest in the applicant	Minority Group
Jane Duff	15052 Humphrey Circle Irving, California 92714	25%	African-American
Phillip Aguilar	320 North Anaheim Anaheim, California 92805	25%	Hispanic
E. V. Hill	4726 Enoro Drive Los Angeles, California 90008	25%	African-American

DIVERSIFICATION PREFERENCE

The applicant certifies that it and/or its owners have no interest, in the aggregate, exceeding 50 percent in any media of mass communications.

☐ Yes ☒ No

If Yes, DO NOT respond to questions 3 and 4.

The applicant certifies that it and/or its owners have no interest, in the aggregate, exceeding 50 percent in more than three mass communications media facilities.

☐ Yes ☒ No

The applicant certifies that it and/or its owners have no interest, in the aggregate, exceeding 50 percent in a media of mass communications in the same area to be served by the proposed station.

☒ Yes ☐ No

56288

SECTION VI - EQUAL EMPLOYMENT OPPORTUNITY PROGRAM

1. For Low Power TV applicants, will this station employ on a full-time basis five or more persons?

☐ Yes ☒ No

If Yes, the applicant must include an EEO program called for in the separate Broadcast Equal Employment Opportunity Report (FCC Form 396-A).

SECTION VII - CERTIFICATIONS

For new station and major change applicants only, the applicant certifies that it has or will comply with the public notice requirement of 47 CFR, Section 73.3580(g).

☒ Yes ☐ No

2. For applicants proposing translator rebroadcasts who are not the licensee of the primary station, the applicant certifies that written authority has been obtained from the licensee of the station whose programs are to be retransmitted.

☒ Yes ☐ No

Primary station proposed to be rebroadcast:

Call Sign	City	State	Channel No.
KTBN	Santa Ana	California	40

The applicant certifies that it has contacted an authorized spokesperson for the owner of the rights to the proposed transmitter site and has obtained reasonable assurance that the site will be available for its use if this application is granted.

☒ Yes ☐ No

That person can be contacted at the following address and telephone number:

Name	Mailing Address or Identification		
Pat McDonald	12454 Old Galveston Road		
Webster	State	ZIP Code	Telephone No. (include area code)
	Texas	77598	(713) 486-7431

The APPLICANT hereby waives any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations, and that all exhibits are a material part hereof and incorporated herein.

The APPLICANT represents that this application is not filed for the purpose of impeding, obstructing, or delaying termination on any other application with which it may be in conflict.

In accordance with 47 CFR, Section 1.65, the APPLICANT has a continuing obligation to advise the Commission, through amendments, or any substantial and significant changes in information furnished.

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT.
U.S. CODE, TITLE 18, SECTION 1001.

I certify that the statements in this application are true, complete and correct to the best of my knowledge and belief, and are made in good faith.

Name of Applicant	National Minority TV, Inc.	Signature	<i>[Signature]</i>
Secretary-Treasurer		Date	1-28-72 56289

NATIONAL MINORITY TV, INC.
FCC FORM 346

EXHIBIT III-1
APPLICANT OWNERSHIP

56290

NATIONAL MINORITY TV, INC.

FCC FORM 346

EXHIBIT III-1

APPLICANT OWNERSHIP

The Officers and Directors of the corporation are:

Paul F. Crouch, President/Director
1973 Port Chelsea Place
Newport Beach, California 92660
(714) 832-2676

Jane Duff, Secretary/Treasurer/Director
15052 Humphrey Circle
Irvine, California 92714
(714) 551-2093

Phillip Aguilar/Vice President/Director
320 North Anaheim Blvd.
Anaheim, California 92805
(714) 949-6677

E. V. Hill, Director
4726 Enoro Drive
Los Angeles, California 90008
(213) 293-4654

NATIONAL MINORITY TV, INC.

FCC FORM 346

EXHIBIT III-2

APPLICATIONS

56292

NATIONAL MINORITY TV, INC.

FCC FORM 346

EXHIBIT III-2

APPLICATIONS

The applicant intends to file applications for new translator applications to serve the following communities:

Channel 59, Syracuse, New York
Channel 53, Temple, Texas
Channel 51, Lake Charles, Louisiana
Channel 20, Massena, New York
Channel 38, Panama City, Florida

NATIONAL MINORITY TV, INC.
FCC FORM 346

EXHIBIT III-3

CIVIL-CRIMINAL PROCEEDINGS

CIVIL-CRIMINAL PROCEEDINGS

Rev. Phillip R. Aguilar, one of National Minority TV, Inc.'s directors, pled guilty to section 273(d) of the California penal code (child-beating) on February 25, 1977 in Orange County Case No. C-37218. Rev. Aguilar was sentenced for no less than one year nor more than ten years for this felony conviction, and was incarcerated in Chino and Vacaville State Prisons from March 2, 1977 to April 28, 1978, when he was paroled.

Rev. Aguilar has since rehabilitated himself and now serves as the pastor of a 4000 member church, Set Free Fellowship, in Anaheim.

A complete statement concerning the facts and circumstances concerning this conviction were filed with the LPTV Branch on June 18, 1991, and that filing is herein incorporated by reference.

NATIONAL MINORITY TV, INC.
FCC FORM 346

EXHIBIT III-4

DISMISSED AND DENIED APPLICATIONS

DISMISSED AND DENIED APPLICATIONS

National Minority TV, Inc. (NMTV) has had a number of LPTV/TV translator applications dismissed or denied for technical deficiencies, or because NMTV participated in a lottery proceeding where one of the competing applications was chosen as the tentative selectee and ultimately granted.

In addition, NMTV filed an application on March 27, 1991 requesting authority to receive the assignment of WTGI-TV, Wilmington from Delaware Valley Broadcasters Limited Partnership (BALCT-910329AE). This application was submitted pursuant to an order of a U.S. Bankruptcy Court.

A Petition to Deny the application was filed alleging, inter alia, that NMTV is a "sham" organization and a "front" for Trinity Broadcasting Network; that Trinity Broadcasting Network engaged in false and misleading fundraising with respect to the assignment; that Rev. Aguilar "has not been fully rehabilitated, and is not the type of person the Commission can trust with a broadcast license;" that NMTV is not financially qualified; and, that NMTV did not report Rev. Aguilar's felony conviction in a timely manner.

The allegations were not acted upon by the Commission before NMTV dismissed its application on October 1, 1991, when the Order of the bankruptcy court expired and was not renewed.

Since NMTV is the licensee of a number of broadcast facilities, upon information and belief these allegations have been referred to the Commission's Complaints and Compliance Division for resolution.

In addition, Paul F. Crouch, the president and a director of NMTV, is also the president and a director of Trinity Broadcasting of Florida, Inc., the licensee of WHFT-TV, Miami, Florida. WHFT recently filed its renewal application, and two (2) petitions to deny the application were filed.

One petition, filed by the Spanish American League Against Discrimination, raised essentially the same allegations, i.e., that Trinity Broadcasting Network, of which Mr. Crouch is a principal, is committing "fraud" on the Commission.

A second petition to deny filed against the WHFT renewal requested the addition of the following issues:

1. To determine whether Trinity Christian Center of Santa Ana, Inc. d/b/a Trinity Broadcasting Network (TBN) and/or Paul F. Crouch exercises de facto control over National Minority TV, Inc.
2. To determine whether TBN and/or Paul F. Crouch abused the Commission's processes by using National Minority TV, Inc. as a subterfuge to evade Section 73.3555(d) of the Commission's rules.
3. To determine whether a grant of the WHFT renewal application would be consistent with Section 73.3555(d) of the Commission's rules.
4. To determine whether National Minority TV, Inc. falsely claimed minority preferences in LPTV applications filed in its name and whether such

false certifications were an abuse of the Commission's processes.

5. To determine whether National Minority TV, Inc., Paul F. Crouch and/or TBN lacked candor and/or misrepresented facts in an "Opposition to Petition to Deny" filed in the name of National Minority TV, Inc. on May 23, 1991 and/or its September 24, 1991 response to a Commission inquiry.
6. To determine whether National Minority TV, Inc. violated Section 73.3514 and 1.65 of the Commission's rules by failing to report the conviction of its director Phillip R. Aguilar of felony assault.
7. To determine whether National Minority TV, Inc. and/or Paul F. Crouch misrepresented facts and/or lacked candor concerning Crouch's knowledge of Phillip R. Aguilar's felony conviction.
8. To determine, in light of the evidence adduced pursuant to the foregoing issues, whether TBF, TBN or NMTV is qualified to remain a Commission licensee.

Since TBF has not yet responded to these petitions, the allegations still pend at the Commission.

—
m
m
B
E
X.



**NATIONAL
MINORITY
TELEVISION
INC.**

P.O. Box C-11949, Santa Ana, CA 92711

January 28, 1992

Pastor Phillip Aguilar
Set Free Christian Fellowship
320 North Anaheim Blvd
Anaheim, CA 92805

Dear Pastor Phil:

It was a pleasure seeing you again at the recent Board Meeting. Your input was most helpful to all of us.

losed is a list of the low power stations which NMTV has on the air at the present e, facilities we have permits for and hope to build within the next 18 months, and those stations we are filing for in the next FCC window on February 10th.

We have no assurance we will receive these permits, since others may file for the same areas causing us to be in a lottery to determine who will win.

Please join with us in prayer that we reach these cities with the Gospel.

Sincerely,

JANE DUFF
Director

JD:sd

Enclosure

00579

Federal Communication Commission	
Docket No. 93-75	Exhibit No. 384
Presented by	MMB DEC 03 1993
Disposition	Identified
	Received
	Rejected
Reporter	A. Wilson
Date	DEC 03 1993



**NATIONAL
MINORITY
TELEVISION
INC.**

P.O. Box C-11949, Santa Ana, CA 92711

January 28, 1992

Dr. E.V. Hill
Mt. Zion Missionary Baptist Church
1308 East 50th Street
Los Angeles, CA 90011

Dear Dr. Hill:

It was a pleasure seeing you again at the recent Board Meeting. Your input was most helpful to all of us.

Enclosed is a list of the low power stations which NMTV has on the air at the present, facilities we have permits for and hope to build within the next 18 months, and those stations we are filing for in the next FCC window on February 10th.

We have no assurance we will receive these permits, since others may file for the same areas causing us to be in a lottery to determine who will win.

Please join with us in prayer that we reach these cities with the Gospel.

Sincerely,

JANE DUFF
Director

JD:sd

Enclosure

00585

STATIONS ON THE AIR

COLUMBUS, OHIO	CH 20
FRESNO, CALIFORNIA	CH 56
GASTONIA, NORTH CAROLINA	CH 62
LITTLE ROCK, ARKANSAS	CH 33
PORTLAND, OREGON	CH 18
SALT LAKE CITY, UTAH	CH 36
TOLEDO, OHIO	CH 68

STATIONS TO BE BUILT IN 18 MONTHS

AMARILLO, TEXAS	CH 20
CHARLESTON, WEST VIRGINIA	CH 48
COLUMBIA, SOUTH CAROLINA	CH 51
CORPUS CHRISTI, TEXAS	CH 41
GREENVILLE, SOUTH CAROLINA	CH 58
HUNTINGTON, WEST VIRGINIA	CH 48
TOLEDO, OHIO	CH 37
WICHITA FALLS, TEXAS	CH 26

STATIONS TO BE FILED FOR FEBRUARY 10, 1992

LAKE CHARLES, LOUISIANA	CH 51
MASSENA, NEW YORK	CH 20
PANAMA CITY, FLORIDA	CH 38
SYRACUSE, NEW YORK	CH 59
TEMPLE, TEXAS	CH 53

00581

M
M
B
E
X

287